

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6315 of 2001

For Approval and Signature:

Hon'ble MR.JUSTICE A.R.DAVE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge? : NO
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SUMITRA TEXTILE

Versus

SARDAR VALLABHBHAI COOPERATIVEBANK LTD

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Appearance:

1. Special Civil Application No. 6315 of 2001  
MR SUDHIR M MEHTA for Petitioner No. 1  
MR PV NANAVATI for Respondent No. 1
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CORAM : MR.JUSTICE A.R.DAVE

Date of decision: 05/04/2002

ORAL JUDGEMENT

Rule. Service of rule is waived by learned  
advocate Shri P.V. Nanavati for the respondent.

2. The petitioners have challenged the validity of

an order dated 2.7.2001 passed in Revision Application No. 259 of 2001 by the Gujarat State Co-operative Tribunal, Ahmedabad. By virtue of the said order, petitioners Nos. 1 to 4 have been directed to pay a sum of Rs. 4.50 lacs and petitioners Nos. 5 and 6 have been directed to pay a sum of Rs. 25,000/- within a period of 20 days from the date of that order.

3. I have heard the learned advocates at length. Looking to the facts of the case, it appears that it would be just and proper to grant some more time to the petitioners. In the circumstances, it is directed that the petitioners shall pay a sum of Rs. 1 lac on or before 30.4.2002 and starting from May 2002, before the last day of every month, shall pay a sum of Rs. 50,000. The last instalment shall be of Rs. 75,000/-.

4. Learned advocate Shri Devan Parikh appearing for the petitioners has submitted that the cheques for the amount payable, as directed hereinabove, shall be paid by the petitioners to the respondent bank within a period of 10 days from today. Accordingly, it is directed that the petitioners shall pay the cheques within 10 days from today to the respondent bank. The order dated 2.7.2001 passed by the Tribunal stands modified accordingly.

Rule is made absolute to the above extent with no order as to costs.

(A.R. Dave, J.)

(hn)